

# CITT

## CITIZENS' INDEPENDENT TRANSPORTATION TRUST

Wednesday, January 4

Stephen P. Clark Center

Board of County Commissioners Chambers

111 NW 1<sup>st</sup> Street

2 p.m.

### Summary of Minutes

#### **MEMBERS PRESENT:**

Marc A. Buoniconti, Chairman  
Harold Braynon, Jr.  
Maureen O'Donnell, Esq.  
Susannah Troner  
Hon. Jorge Rodriguez-Chomat  
Hon. Linda Zilber

Miles Moss, P.E.  
Hon. Anna E. Ward, Ph.D.  
Rodney Sanders  
Theodore Wilde  
Hon. James Reeder  
Henry Lee Givens

#### **ASSISTANT COUNTY ATTORNEY:**

Bruce Libhaber

#### **OTHERS PRESENT:**

Nan A. Markowitz, Executive Director, OCITT  
Betty Alexander, DBD  
Jamal Sexton, NAACP  
Carlos Zea, URS Corp.  
Dea Martinez, OCI  
John Prats, OCITT  
Patty David, OCITT  
Phillip Ford, DPM  
Brigitte Mortier, DPM  
Josh Howard, Citizen

Fred Simmons, DPM  
Maria E. Johnson, OCITT  
David Tinder, P.E., PWD  
Lourdes Gomez, MDT  
Patrice Rosemond, OCITT  
Joanna Santiago, OCITT  
Nestor Toledo, OCITT  
Nya Lake, OCITT  
Albert Hernandez, P.E., MDT

#### **APPROVAL OF AGENDA**

With a quorum present, Mr. Buoniconti called the meeting to order at 2 p.m. Ms. Zilber moved to approve the agenda. The agenda was unanimously approved.

#### **APPROVAL OF CONSENT AGENDA**

Ms. Zilber moved to approve the consent agenda. The motion was seconded by Dr. Ward and carried without dissent.

#### **APPROVAL OF MINUTES**

Ms. Zilber moved to approve the minutes of November 30, 2005, as revised. The motion was seconded by Mr. Reeder and carried without dissent.

## **CITIZENS' COMMENTS**

Mr. Jamal Sexton, NAACP, informed the Members that the NAACP is looking forward to working with the CITT and MDT in the future, and he also thanked the CITT and MDT for all they have done for the NAACP.

## **PRESENTATION**

**Ms. Aimee Martinez, Paratransit Manager, MDT Paratransit Operations**, reported that MDT has drafted the scope of services, for the Request for Proposal. The advertising should be posted in January or February. Ms. Martinez stated that MDT expects to complete at least 4000 STS recertifications from existing clients and 5000 certifications from new clients. Ms. Zilber asked if the comment cards are in the STS vehicles and if a report could be presented at a later time. Mr. Reeder asked if there is a vehicle tracking system. Ms. Martinez responded that each vehicle will have a mobile data terminal that will give the drivers direct access to the dispatchers and the contractors. Ms. Martinez further stated that the system is part of the Fare Collection System and will include the Smart Card that will keep track of ridership as well. Mr. Wilde asked how MDT is planning to control the growth in the STS program in the future. Ms. Martinez stated that other programs are being created to supplement the STS program. Ms. Martinez also stated that the \$5.1 million was already included in the budget approved by the CITT, but it was exceeded by \$1.5 million.

**Mr. Robert Meyers, Executive Director, Commission on Ethics**, gave a presentation on the "Governing Above Board, Miami-Dade County Advisory Board Ethics Education Program." Mr. Meyers covered the following topics: (a copy of the presentation and booklet were distributed)

- Scope of the Sunshine Law
- Three Basic Requirements of Sunshine Law
- Meetings Subject to Sunshine Law
- Notice and Procedural Requirements
- Public's Right to Participate in a Meeting
- Public Records
- Fees for Public Records Requests
- Remedies
- Conflict of Interest and Code of Ethics Ordinance
- Who is Not a Lobbyist

## **REPORTS**

**Mr. Albert Hernandez, Deputy Director, MDT**, reported the "MDT Goals for November 2005." (distributed)

- Goal #1: Implement goals of Peoples' Transportation Plan (PTP)
  - Transit Corridor Updated
  - Legislative Update
- Goal #2 Recreate Department's image through futuristic designs and facilities integrated into the system status.
  - Metrorail Rehabilitation Update
  - Metromover Replacement Update
  - Bus Passenger Shelter Installation
- Goal #3 Improve the system's reliability

- Fare Collection Procurement
- Goal #4 Improve the courtesy and customer service provided
  - College Metropass Discounts
  - Cost Savings Marketing Campaign
  - Golden Passport Outreach
  - Hispanic Heritage Tours

Mr. Buoniconti asked why the 826/836 Interchange Action Item needs to be approved today. Mr. Hernandez explained that the Florida Department of Transportation (FDOT) and its consultants were moving forward with a design. MDT asked FDOT to make changes to its design to accommodate an alignment through the interchange. Mr. Hernandez continued to state that MDT had intended to go south of the interchange through vacant land but the area is now developed. It would cost \$120 million to acquire the land today. Mr. Moss asked if the \$897,000 is a reimbursement. Mr. Hernandez stated that the \$897,000 has been spent by FDOT to change its design requested by MDT. Mr. Givens requested that Mr. Hernandez produce the professional recommendations made by the consultants. Mr. Hernandez stated that the consultants recommended that MDT go under the interchange instead of above. Once the decision is made to go under the interchange he will forward the consultants' recommendation. Mr. Buoniconti inquired when the projected date for starting construction on the North Corridor is scheduled. Mr. Hernandez replied that construction should start in the year 2010.

**Ms. Esther Calas, P.E., Director, PWD**, reported on the Public Works Department (PWD) PTP goals. (a copy of the report was distributed)

- Goal #1: Implement PWD's Major PTP Projects.
- Goal #2: Implement PWD's Neighborhood PTP Projects.
  - 18 PTP open construction contracts totaling \$21 million.
  - 6 CICC contracts are also active for various PTP projects.
- Goal# 3: Picking the "Low-Hanging" PTP Fruit.
  - Faded and damaged street name signs are still being replaced with the newer sign design throughout the County.
  - Phase 1 of the Illuminated Street Name Sign Pilot Program is installed and under evaluation.
- Goal #4: Commence Work on all PWD PTP Projects.

Ms. Calas also informed the Members that a letter was sent to the City of South Miami regarding the parking issue on SW 72<sup>nd</sup> Street between SW 56<sup>th</sup> Avenue, and SW 57<sup>th</sup> Avenue and the City of South Miami provided a plan with the proposed modification for parking. The City of South Miami has installed the pavement markings and will relocate the parking meters. Mr. Givens asked what was being done with the parking situation on SW 72<sup>nd</sup> Street, between SW 56<sup>th</sup> Avenue and SW 57<sup>th</sup> Avenue on Red Road, in front of the Gardeners Market. Ms. Calas stated that she would look into his request.

**Mr. Nestor Toledo, Municipal Liaison, OCITT**, provided the following update on municipalities.

- The "Municipal Transportation Plan Project Tracking System Program" manual was forwarded to the municipalities' representatives and OCITT staff will be working with each municipality individually.

- Met with Miami Springs, Virginia Gardens, Medley and MDT. MPO has agreed to partly fund the NW/South River Drive Corridor Study.
- Announced that the new Miami Lakes Shuttle will begin on December 5, 2005.
- City of Hialeah reported over 600,000 boardings for 2005.
- City of Florida City will begin to place new bus shelters along West Palm Drive.

Mr. Givens commented that the City of Coral Gables should contract with the Department of Water and Sewer to extend its trolley service to its employees. Dr. Ward asked when a demonstration will be given on the Tracking System Program. Ms. Markowitz informed Dr. Ward that a demonstration would be provided at the January 10, 2006, Community Outreach Committee meeting.

**Patrice Rosemond, Community Outreach, OCITT**, provided the following update on Community Outreach activities:

- OCITT staff participated in the MDT Transit Fair, and disseminated information on CITT activities.
- Ordered collateral items and should be received within a few weeks
- CITT Newsletter is being development to provide a clear and consistent message to the public.
- Distributed the 2006 schedule of transportation conferences and training for review.
- Updated the public outreach database adding organizations that increase cultural diversity.
- The 3rd edition of the PTP newsletter was published in December 2005, featuring an article and photo on the Municipal Tracking Program on its cover.

Lastly, Ms. Rosemond stated that she contacted the Smithsonian Traveling Exhibit Office regarding the "381 Days The Montgomery Bus Boycott" and it is tentatively available in November 2007 - January 2008. The initial cost is \$5000 plus shipping cost to the next venue. The exhibit requires museum quality and exhibit space. Members requested the item be discussed in greater detail at the Community Outreach Committee meeting on January 10, 2006.

**Ms. Maria Johnson, Manager, Project Review and Financial Analysis, OCITT**, reported on the "CITT Cash Analysis of Charter County Transit System Sales Surtax" and the "Charter County Transit System Sales Surtax Collection Report for November 2005" (a copy of the reports were distributed). Ms. Johnson further reported on the "OCITT New Contracts for November 2005" and the "OCITT PTP Active Contracts Status for PWD" (copies of the reports were distributed). Ms. Johnson provided a brief overview of the FY 2004-2005 Supplemental Budget memorandum. Mr. Wilde commented that the extra fuel cost, the \$6.5 million listed in the Manager's memorandum to the County Commissioners said that the increase fuel cost will be covered from the PTP Surtax. In addition, Mr. Wilde felt that only the proportion that applies to the allocation model would be charged to the Surtax. Ms. Bustamante responded that Mr. Wilde's assumption is correct, the portion that applies to the Surtax will be charged to the Surtax and the other portion will be used to increase the amount of the loan. Mr. Wilde further commented that the loan was for pre-existing services. Ms. Bustamante replied that the pre-existing services before 2002 was not a part of the loan, and the loan is for support at existing services for the fiscal years 2003, 2004, and 2005. Ms. Bustamante further stated the pre-existing \$23.9 million was voted to be outside of the loan.

Mr. Wilde asked, "If he had not mentioned it, would the CITT have known that it was a loan?" Ms. Bustamante responded that the information would have been detailed in the pro forma.

### **ACTION ITEMS**

A. RESOLUTION BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST (CITT) APPROVING THE BOARD OF COUNTY COMMISSIONERS' (BCC) ACTION, AUTHORIZING EXECUTION OF A LOCALLY FUNDED JOINT PARTICIPATION AGREEMENT (LFJPA) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO PROVIDE \$897,076.61 OF CHARTER COUNTY TRANSIT SYSTEM SALES SURTAX FUNDS FOR THE REDESIGN OF THE STATE ROAD 826/836 INTERCHANGE TO ACCOMMODATE THE FUTURE EAST/WEST METRORAIL CORRIDOR PROJECT AND AUTHORIZING THE COUNTY MANAGER TO EXPEND FUNDS FOR THIS EFFORT AS SPECIFIED IN THE LFJPA

Mr. Braynon moved to approve Action Item 8A; seconded by Mr. Givens and carried without dissent.

### **OLD BUSINESS**

None

### **COMMITTEE REPORTS**

#### **CHAIRPERSON - MARC A. BUONICONTI**

Mr. Buoniconti reported on the following:

- The CITT can exercise the option to renew the IMG contract for an additional \$119,000 for IMG to work on the allocation model, and to facilitate the CITT Retreat. However, if it exceeds the amount it would require BCC approval.
- Mr. Buoniconti suggested that the Planning and Zoning Department attend a Project and Financial Review Committee meeting to make a presentation on how the CITT can be involved as new UDB development takes place that would have an impact to MDT.
- Mr. Buoniconti asked Mr. Wilde if he would like to discuss his concerns regarding the Golden Passport, Surtax transfers, and the \$397 million capital project budget. Mr. Wilde suggested that his concerns be discussed at the next Project and Financial Review Committee meeting.
- Mr. Buoniconti recommended acquiring an independent attorney for a legal opinion on the PTP Ordinance 02-117. Mr. Buoniconti stated that the County Attorney contacted him expressing his concern with obtaining a legal opinion from an independent attorney. Mr. Moss interjected that the attorney would be pro bono and that there should be no harm in getting an external opinion.
- Mr. Wilde commented on the CITT's responsibility to oversee the concerns of the public, and the language used describes the CITT as "Members" instead of as "Trustees" is inadequate.
- Mr. Libhaber commented that the Ordinance specifically states that the County Attorney would be legal counsel to the CITT. Mr. Libhaber further stated that the County Attorney cannot stop the CITT from seeking an independent legal opinion. Mr. Buoniconti suggested that the issue be brought before the Joint CITT/BCC workshop. Ms. Markowitz stated that the County Attorney is the attorney for the CITT and advised

that the CITT should not pursue the issue any further. Mr. Moss motioned to table the discussion until after the Joint CITT/BCC workshop. The motion was seconded by Mr. Reeder and carried without dissent.

- Mr. Buoniconti requested that the Executive Director contact Members with excessive absences and encourage them to commit to participating or resign from the CITT. Mr. Moss requested that the attendance roster be distributed at each CITT meeting. Mr. Buoniconti asked that the ordinance covering attendance be reviewed, and discussed in more detail at the Community Outreach Committee meeting on January 10, 2006.
- Mr. Buoniconti announced that IMG and MDT will meet to discuss the Risk Assessment Model on January 18, 2006, at 1 p.m.

## **PROJECT AND FINANCIAL REVIEW - MILES MOSS**

Mr. Moss reported that the Project and Financial Review Committee met on December 13, 2005, and covered the following:

- The consent agenda and the action items
- The presentation of the Risk Assessment Model

Mr. Moss made a motion to move forward with the renewal (Option –To-Renew) of the IMG contract. The motion was seconded by Mr. Reeder and carried without dissent.

## **EXECUTIVE DIRECTOR'S REPORT- NAN MARKOWITZ**

Ms. Markowitz reported that:

- An invitation was given to the CITT from CTAC to attend its January 11, 2006, meeting.
- The pro forma will be submitted to the RTC on January 19, 2006, and to the Project and Financial Review Committee on January 23, 2006.

## **NEW BUSINESS**

Mr. Givens moved that the CITT pay the travel expenses for the County Attorney to represent the CITT at the APTA Legal Affairs seminar in San Francisco on February 5 thru February 7. Mr. Moss asked Mr. Libhaber if he feels the seminar would be beneficial and would he like to attend. Mr. Libhaber responded that he has attended the seminar before and feels it would be beneficial and would not mind attending the seminar again. The motion was seconded by Mr. Wilde. The motion passed with opposition from Mr. Buoniconti.

## **CITIZENS' COMMENTS**

None

## **ANNOUNCEMENTS**

Mr. Buoniconti announced that the next CITT meeting will be held on Wednesday, February 8, 2006, at 2 p.m., at SPCC, 111 NW 1 Street, Commission Chambers.

## **ADJOURNMENT**

There being no further business, the meeting was adjourned at 4:48 p.m.

\*\*\*MINUTES ARE IN SUMMARY FORM\*\*\*

FOR VERBATIM TRANSCRIPTIONS OF THIS MEETING PLEASE REQUEST COPIES OF THE DIGITAL RECORDING  
FROM THE OFFICE OF THE CITT AT 305-375-3481